S.B. CIVIL WRIT PETITION NO. 207/2007
(Gordhan Singh & anr. Vs. State of Rajasthan & ors.)

Date of Order :: 17.07.2007

HON'BLE MR. JUSTICE DINESH MAHESHWARI

Mr.Vinod Choudhary for Mr.Harish Purohit for the petitioner

Mr.M.R.Singhvi) for the respondents
Mr.Ashok Thankwani)
for Mr.Kamal Dave)

The petitioners have submitted this writ petition seeking to question the order dated 13.11.2006 (Annex.1) whereby the respondent-Bank has proceeded to promote the respondents Nos.5 & 6 to the posts of Loan Supervisor.

During the course of submissions, learned counsel for the parties are ad idem that the said order dated 13.11.2006 was withdrawn by the Managing Director on 29.11.2006; but such withdrawal order was put to challenge by the present private respondents Nos.5 & 6 in Writ Petition No.7174/2006 that has been heard and decided by this Court on 23.05.2007. This Court has disposed of the aforesaid writ petition while setting aside the order dated 29.11.2006 but leaving it open for the respondents to take appropriate decision with regard to promotion of the said petitioners (present respondents Nos.5 & 6) as Loan Supervisors after giving a notice to them and leaving it open to the said incumbents a right to challenge, before appropriate forum, if any adverse decision is taken against them. Learned counsel for the parties are further ad

idem that as and when the Bank shall take proceedings against the present respondents Nos.5 & 6, that shall be only after giving a notice to them as enjoined by the order dated 23.05.2007.

In view of the aforesaid order dated 23.05.2007 and in view of the submissions made on behalf of the Bank that proceedings are contemplated to be undertaken after service of notice, learned counsel for the petitioners confines his prayer to the effect that as and when the Bank takes up such proceedings, an opportunity of hearing may be extended to the present petitioners also because the rights of the petitioner are directly involved and it shall be in the fitness of things to afford an opportunity of hearing to the petitioners. Learned counsel for the respondents could not put any resistance to the prayer so made.

In view of the aforesaid stand of the parties, nothing further survives to be considered in this writ petition and the same is, therefore, dismissed as redundant; however, with liberty to the petitioners to make their submissions before the Bank as and when proceedings are adopted and undertaken in conformity with the aforesaid order dated 23.05.2007 passed in Writ Petition No.7174/2006. No costs.

(DINESH MAHESHWARI), J.

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